

## KANSAS CITY COUNCIL RECORD

**Thursday, June 16, 2022**

Quinton Lucas presided.

Upon Roll Call the following members were present:

PRESENT: 12 - Kevin O'Neill, Heather Hall, Teresa Loar, Dan Fowler, Brandon Ellington, Melissa Robinson, Katheryn Shields, Eric Bunch, Lee Barnes Jr., Ryana Parks-Shaw, Andrea Bough, Kevin McManus

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Members of the City Council may attend this meeting via videoconference.

The public may observe this meeting by attending, or, in the links provided below.

<https://us02web.zoom.us/j/89195928794>

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220519      RESOLUTION - Recognizing Michael Mahoney's 41+ years of outstanding reporting in Kansas City, Missouri at KMBC 9.

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ADOPTED

AYES: 11 - O'Neill, Hall, Fowler, Ellington, Shields, Bunch, Barnes Jr., Parks-Shaw, Bough, McManus, Lucas

NAYS: 0

OUT: 2 - Loar, Robinson

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220484      Amending Chapter 2, Code of Ordinances, by enacting one new Section 2-1957  
(Sub.)      relating to a Capital Asset Rating System.

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PASSED AS SUBSTITUTED

AYES: 9 - Fowler, Ellington, Shields, Bunch, Barnes Jr., Parks-Shaw, Bough, McManus, Lucas

NAYS: 0

OUT: 4 - O'Neill, Hall, Loar, Robinson

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220465      Authorizing a new 20-year Water Purchase Agreement replacing the 1991 Water Purchase Agreement between Kansas City, Missouri and the Raytown Water Company.

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PASSED

AYES: 9 - Fowler, Ellington, Shields, Bunch, Barnes Jr., Parks-Shaw, Bough, McManus, Lucas

NAYS: 0

OUT: 4 - O'Neill, Hall, Loar, Robinson

220466	<p>Authorizing the First Amendment to the Water Purchase Agreement between Kansas City, Missouri and Clay County Public Water Supply District #8 and extending the Agreement for 20 years.</p>
	<p>PASSED</p>
	<p>AYES: 10 - O'Neill, Fowler, Ellington, Shields, Bunch, Barnes Jr., Parks-Shaw, Bough, McManus, Lucas  NAYS: 0  OUT: 3 - Hall, Loar, Robinson</p>
220477	<p>Authorizing condemnation and taking of private property interests for public use for the construction, location and maintenance of the "Route 45/I-29 Interchange Improvements", Project No. 89008182, in Kansas City, Platte County, Missouri; providing for the payment of just compensation therefore; authorizing continued negotiations and purchase by the Director of the Department of Public Works; authorizing the filing of the petition for condemnation by the City Attorney on behalf of the City; and directing the City Clerk to record this ordinance in the office of the Recorder of Deeds for Platte County, Missouri.</p>
	<p>PASSED</p>
	<p>AYES: 10 - O'Neill, Fowler, Ellington, Shields, Bunch, Barnes Jr., Parks-Shaw, Bough, McManus, Lucas  NAYS: 0  OUT: 3 - Hall, Loar, Robinson</p>
220478	<p>Authorizing condemnation and taking of private property interests for public use for street right-of-way purposes and for temporary construction easements, for the construction, location and maintenance of the "Front Street, I-35 to Universal Avenue Improvements", Project No. 89008088, in Kansas City, Jackson County, Missouri; providing for the payment of just compensation therefore; authorizing continued negotiations and purchase by the Director of the Department of Public Works; authorizing the filing of the petition for condemnation by the City Attorney on behalf of the City; and directing the City Clerk to record this ordinance in the office of the Recorder of Deeds for Jackson County, Missouri.</p>
	<p>PASSED</p>
	<p>AYES: 11 - O'Neill, Hall, Fowler, Ellington, Shields, Bunch, Barnes Jr., Parks-Shaw, Bough, McManus, Lucas  NAYS: 0  OUT: 2 - Loar, Robinson</p>

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220492      RESOLUTION - Directing the City Manager to submit projects identified in this  
(Sub.)      Resolution as applications for FY 2023 Planning Sustainable Places Program (PSP)  
                 funding to the Mid-America Regional Council (MARC).

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ADOPTED AS SUBSTITUTED

AYES: 11 - O'Neill, Fowler, Ellington, Robinson, Shields, Bunch, Barnes Jr.,  
Parks-Shaw, Bough, McManus, Lucas  
NAYS: 0  
OUT: 2 - Hall, Loar

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220493      RESOLUTION - Directing the City Manager to conduct an infrastructure study including  
(Sub.)      major public transit lines to evaluate the feasibility of implementing an emergency  
                 vehicle traffic signal preemption system and report to the City Council within 120 days.

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ADOPTED AS SUBSTITUTED

AYES: 12 - O'Neill, Hall, Fowler, Ellington, Robinson, Shields, Bunch, Barnes Jr.,  
Parks-Shaw, Bough, McManus, Lucas  
NAYS: 0  
OUT: 1 - Loar

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Councilmember McManus (Second by Fowler) Move to Waive Charter Requirement  
Honorable Mayor, I move that the Charter requirement for reading of ordinances on  
three separate days be waived for the ordinances on today's docket listed as  
"Committee Advances" and that these ordinances are advanced for final reading and  
consideration at this time.

AYES: 12 - O'Neill, Hall, Fowler, Ellington, Robinson, Shields, Bunch, Barnes Jr.,  
Parks-Shaw, Bough, McManus, Lucas  
NAYS: 0  
OUT: 1 - Loar

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220490      Approving and authorizing settlement of a lawsuit entitled Anthony Atkinson v. City of  
                 Kansas City, Missouri, et al., Case No. 2116-CV09469.

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PASSED

AYES: 12 - O'Neill, Hall, Fowler, Ellington, Robinson, Shields, Bunch, Barnes Jr.,  
Parks-Shaw, Bough, McManus, Lucas  
NAYS: 0  
OUT: 1 - Loar

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220497 Approving and authorizing settlement of a lawsuit styled Keith Bowman v. City of Kansas City, Missouri, Case No. 1916-CV16685.

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PASSED

AYES: 12 - O'Neill, Hall, Fowler, Ellington, Robinson, Shields, Bunch, Barnes Jr., Parks-Shaw, Bough, McManus, Lucas

NAYS: 0

OUT: 1 - Loar

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220509 Approving and authorizing settlement of lawsuit Neheema Clarke v. City of Kansas City, Missouri, Case No. 2116-CV21974.

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PASSED

AYES: 12 - O'Neill, Hall, Fowler, Ellington, Robinson, Shields, Bunch, Barnes Jr., Parks-Shaw, Bough, McManus, Lucas

NAYS: 0

OUT: 1 - Loar

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220510 Approving and authorizing settlement of the lawsuit entitled Ronald Williams v. City of Kansas City, Missouri, Case No. 1816-CV18116; and estimating and appropriating the sum of \$1,000,000.00 for settlement of this lawsuit.

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PASSED

AYES: 12 - O'Neill, Hall, Fowler, Ellington, Robinson, Shields, Bunch, Barnes Jr., Parks-Shaw, Bough, McManus, Lucas

NAYS: 0

OUT: 1 - Loar

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220500 Amending Chapter 2, Code of Ordinances, by repealing Section 2-1954 relating to the City's fund balance and reserve policy and enacting in lieu thereof one new section of like number and subject.

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PASSED

AYES: 11 - O'Neill, Hall, Fowler, Robinson, Shields, Bunch, Barnes Jr., Parks-Shaw, Bough, McManus, Lucas

NAYS: 1 - Ellington

OUT: 1 - Loar

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220513 Amending Chapter 2 of the Code of Ordinances, entitled "Administration," by repealing Sections 2-1099, Vacation Leave and 2-1100, Sick Leave, and enacting in lieu thereof new sections of like numbers and subject matters to make available two free paid leave days to full-time employees immediately upon the start of employment, include mental health as a category eligible for sick leave uses and expand use of sick leave for caregivers; and encouraging Kansas City metropolitan area employers to provide paid leave for all of their employees within the first 90 days of employment, including for mental health needs and dependent care.

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PASSED

AYES: 12 - O'Neill, Hall, Fowler, Ellington, Robinson, Shields, Bunch, Barnes Jr., Parks-Shaw, Bough, McManus, Lucas

NAYS: 0

OUT: 1 - Loar

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220491 Accepting and approving a one year \$83,850.00 contract with the Missouri Department of Health and Senior Services to conduct Perinatal Hepatitis B case management and surveillance activities in Kansas City, Missouri.

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PASSED

AYES: 12 - O'Neill, Hall, Fowler, Ellington, Robinson, Shields, Bunch, Barnes Jr., Parks-Shaw, Bough, McManus, Lucas

NAYS: 0

OUT: 1 - Loar

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220495 Accepting and approving a \$30,000.00 grant amendment from AIDS United to collaborate on the Centers for Disease Control and Prevention Capacity Building Assistance program for non-clinical HIV testing and prevention in the metropolitan Kansas City area; and designating requisitioning authority.

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PASSED

AYES: 11 - O'Neill, Fowler, Ellington, Robinson, Shields, Bunch, Barnes Jr., Parks-Shaw, Bough, McManus, Lucas

NAYS: 0

OUT: 2 - Hall, Loar

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220496      Accepting and approving a grant award in the amount of \$1,958,985.00 with the U.S. Department of Housing & Urban Development for Housing Opportunities for Persons with AIDS; authorizing the Director of Health to execute a contract in the amount of \$1,499,426.00 with SAVE, Inc. for transitional housing services in the Kansas City area; and authorizing the Director of Health to extend the term of the contract or increase the total contract dollar amount upon need and appropriation without further Council approval.

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PASSED

AYES: 11 - O'Neill, Fowler, Ellington, Robinson, Shields, Bunch, Barnes Jr., Parks-Shaw, Bough, McManus, Lucas

NAYS: 0

OUT: 2 - Hall, Loar

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220504      Estimating funds and appropriating \$50,000.00 to the General Grants Fund; authorizing the Director of Housing and Community Development to enter into an agreement with Health Forward Foundation and the Truman Foundation to assist the Rental Assistance Center securing interns and volunteers; and recognizing this ordinance as having an accelerated effective date.

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PASSED

AYES: 11 - O'Neill, Fowler, Ellington, Robinson, Shields, Bunch, Barnes Jr., Parks-Shaw, Bough, McManus, Lucas

NAYS: 0

OUT: 2 - Hall, Loar

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220511      Authorizing execution of a contract with the Economic Development Corporation of Kansas City, Missouri in an amount not to exceed \$2,977,500.00 for the purpose of providing funds for certain development and redevelopment activities.

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PASSED

AYES: 12 - O'Neill, Hall, Fowler, Ellington, Robinson, Shields, Bunch, Barnes Jr., Parks-Shaw, Bough, McManus, Lucas

NAYS: 0

OUT: 1 - Loar

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220499 Authorizing a \$2,414,617.94 Amendment No. 6 to a contract with HNTB Corporation for the Design Airport Development project at KCI Airport for a total contract amount of \$11,086,342.35; authorizing the Director of Aviation to increase this contract amendment by a contingency amount of \$482,923.59; and authorizing a maximum expenditure under this Amendment of \$2,897,541.53.

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PASSED

AYES: 10 - O'Neill, Fowler, Robinson, Shields, Bunch, Barnes Jr., Parks-Shaw, Bough, McManus, Lucas  
NAYS: 1 - Ellington  
OUT: 2 - Hall, Loar

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220502 Authorizing a \$309,224.82 Amendment No. 5 with Burns & McDonnell Engineering Corporation, Inc., for the Overhaul Base Pavement Rehabilitation project at KCI Airport for a total contract amount of \$1,024,787.24; authorizing the Director of Aviation to increase this contract amendment by a contingency amount of \$61,844.96; and authorizing a maximum expenditure of \$371,069.78.

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PASSED

AYES: 10 - O'Neill, Fowler, Robinson, Shields, Bunch, Barnes Jr., Parks-Shaw, Bough, McManus, Lucas  
NAYS: 1 - Ellington  
OUT: 2 - Hall, Loar

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220503 Authorizing the Director of Aviation to execute a \$4,730,592.00 contract with Ideker, Inc., for the Overhaul Base Apron Rehab - Phase 2 project at KCI Airport; authorizing the Director of Aviation to increase this contract by a contingency amount of \$946,118.40; and authorizing a maximum expenditure of \$5,676,710.40.

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PASSED

AYES: 11 - O'Neill, Loar, Fowler, Robinson, Shields, Bunch, Barnes Jr., Parks-Shaw, Bough, McManus, Lucas  
NAYS: 1 - Ellington  
OUT: 1 - Hall

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220512      Dedicating a portion of City-owned real estate for public right of way, north of East 63rd Street from the east right of way line of Brooklyn Avenue, east to the west right of way line of Prospect Avenue, for Project Number 89008711, Southpointe Development - 63rd Street Reconstruction - Brooklyn Avenue to Prospect Avenue all in Kansas City, Jackson County, Missouri; and directing the City Clerk to record this ordinance in the Recorder's Office of Jackson County, Missouri.

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PASSED

AYES: 12 - O'Neill, Loar, Fowler, Ellington, Robinson, Shields, Bunch, Barnes Jr., Parks-Shaw, Bough, McManus, Lucas  
NAYS: 0  
OUT: 1 - Hall

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Councilmember McManus (Second by Fowler) Move to Waive Charter Requirement  
Honorable Mayor, I move that the Charter requirement for reading ordinances on three separate days be waived for the ordinances on today's docket listed as "First Readings" and that these ordinances be introduced as listed to the committee so designated.  
AYES: 12 - O'Neill, Loar, Fowler, Ellington, Robinson, Shields, Bunch, Barnes Jr., Parks-Shaw, Bough, McManus, Lucas  
NAYS: 0  
OUT: 1 - Hall

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220523      Amending Chapter 19, Code of Ordinances, entitled "Franchise Fee," by repealing Section 19-82, Franchise fee, to change the rates on the gross revenues received from five percent down to two- and one-half percent over the course of five years by decreasing the rate by one half percent per year.

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REFERRED TO FINANCE, GOVERNANCE AND PUBLIC SAFETY COMMITTEE

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220533      Estimating revenue and appropriating \$290,921.99 in the Domestic Violence Grants Fund; authorizing the City Manager to accept a two-year grant in the amount of \$290,921.99 from the Missouri Department of Public Safety; and designating requisitioning authority.

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REFERRED TO FINANCE, GOVERNANCE AND PUBLIC SAFETY COMMITTEE

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220535      Amending Chapter 30, Code of Ordinances, "Food Service Establishments," by repealing Section 30-73, "Permits" and 30-75, "Fees," in their entirety and replacing them with two new sections of like subject matter and title for the purpose of adding a new Non-Mobile Food Vendor Permit and associated fees.

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REFERRED TO FINANCE, GOVERNANCE AND PUBLIC SAFETY COMMITTEE

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220520 Approving an amendment to a previously approved UR Plan in District UR (Urban Redevelopment), which also serves as a preliminary plat to allow for changes to phases 3 and 4 of the approved plan on about 5.16 acres generally bordered by W. 34th Street on the north, W. 34th Terrace on the south, Broadway Boulevard on the east and Pennsylvania Avenue on the west. (CD-CPC-2021-00222)

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REFERRED TO NEIGHBORHOOD PLANNING AND DEVELOPMENT COMMITTEE

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220521 Rezoning an area of about 3.7 acres generally located at 8300 N. Green Hills Road from District R-80 to MPD and approving a development plan to allow for an existing landscaping business to remain. (CD-CPC-2021-00168)

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REFERRED TO NEIGHBORHOOD PLANNING AND DEVELOPMENT COMMITTEE

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220522 Approving a development plan on an area of about 13.08 acres generally located at 8301 Indiana Ave in Districts M3-5 (Manufacturing 3) and M1-5 (Manufacturing 1) to allow for a multi-purpose trucking facility, including office space, a maintenance shop, wash bay, outdoor storage, and fueling facilities. (CD-CPC-2022-00015)

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REFERRED TO NEIGHBORHOOD PLANNING AND DEVELOPMENT COMMITTEE

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220524 Approving the plat of Rosewood Reserve, an addition in Clay County, Missouri, on approximately 38.79 acres generally located at the southeast corner of N.E. 108th Street and N. Reinking Road, creating 10 lots and 2 tracts for the purpose of a 10 lot single family home subdivision; accepting various easements; establishing grades on public ways; authorizing the Director of City Planning and Development to execute and/or accept certain agreements; and directing the City Clerk to record this ordinance and attached documents. (CLD-FnPlat-2202-00020)

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REFERRED TO NEIGHBORHOOD PLANNING AND DEVELOPMENT COMMITTEE

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220525 RESOLUTION - Approving an amendment to the Midtown Plaza Area Plan on about 1.5 acres generally located on the east side of Pennsylvanian Avenue between W. 34th Street on the north and W. 34th Terrace on the south by changing the recommended land use from residential medium density to residential high density use for the Midtown Plaza. (CD-CPC-2022-00027)

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REFERRED TO NEIGHBORHOOD PLANNING AND DEVELOPMENT COMMITTEE

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220526      RESOLUTION - Approving an amendment to the Greater Downtown Area Plan on about .5 acres generally located at 1015 Pacific Street by changing the recommended land use from residential low density to residential medium density for the development of townhomes, quadplexes, and a duplex. (CD-CPC-2022-00006)

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REFERRED TO NEIGHBORHOOD PLANNING AND DEVELOPMENT COMMITTEE

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220527      Rezoning an area of about .5 acres generally located at 1015 Pacific Street from District R-1.5 (Residential) to UR (Urban Redevelopment) and approving a development plan to allow for townhomes, a duplex, and several quadplexes (for a total 20 units) on the property. (CD-CPC-2021-0032)

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REFERRED TO NEIGHBORHOOD PLANNING AND DEVELOPMENT COMMITTEE

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220528      Approving the plat of The Edison at Tiffany Springs, an addition in Platte County, Missouri, on approximately 12.11 acres generally located at the southwest corner of N.W. Old Tiffany Springs Road and Avion Drive, creating 1 lot and 1 tract for the purpose of a 243 multi-family development; accepting various easements; authorizing the Director of City Planning and Development to execute and/or accept certain agreements; and directing the City Clerk to record this ordinance and attached documents. (CLD-FnPlat-2021-00003)

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REFERRED TO NEIGHBORHOOD PLANNING AND DEVELOPMENT COMMITTEE

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220529      Rezoning an approximately 86 acre tract of land generally located at the northwest corner of N. Ambassador Drive and N.W. Cookingham Drive from B3-3 and AG-R to B3-3 and approving a development plan for the same which also serves as a preliminary plat to allow for 762,000 square foot of mixed office/commercial development on 12 Lots and 4 tracts. (CD-CPC-2020-00065 and CD-CPC-2020-00067)

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REFERRED TO NEIGHBORHOOD PLANNING AND DEVELOPMENT COMMITTEE

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220530      Approving a Council approved signage plan for the Ambassador/Chaves Development to allow a comprehensive sign plan associated with the development of property generally located at the northwest corner of N. Ambassador Drive and N.W. Cookingham Drive. (CD-CPC-2020-00066)

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REFERRED TO NEIGHBORHOOD PLANNING AND DEVELOPMENT COMMITTEE

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220531	Accepting and approving a one-year grant award amendment in the amount of \$3,046,295.00 from the U.S. Department of Health and Human Services to provide funding for Ryan White Part A and Minority AIDS Initiative services in Kansas City, Missouri; and authorizing the Director of Health to execute various contracts for Ryan White Part A and Minority AIDS Initiative Case Management Services from previously appropriated funds.
REFERRED TO NEIGHBORHOOD PLANNING AND DEVELOPMENT COMMITTEE	
220536	Approving the plat of Ashton Farms, 1st Plat, an addition in Jackson County, Missouri, on approximately 14.83 acres generally located on the south side of East U.S. 40 Highway approximately 1500 feet west of Lee's Summit Road, creating 38 lots and 3 tracts for the purpose of a 38 lot duplex home subdivision; accepting various easements; establishing grades on public ways;; authorizing the Director of City Planning and Development to execute and/or accept certain agreements; and directing the City Clerk to record this ordinance and attached documents. (CLD-FnPlat-2022-00022)
REFERRED TO NEIGHBORHOOD PLANNING AND DEVELOPMENT COMMITTEE	
220537	Rezoning an area of about 35 acres generally located at the southeast corner of N.E. 104th Street and N.E. Cookingham Drive from District R-7.5 to District R-5 and approving a development plan in Districts R-7.5 and R-5 on about 142 acres to allow for a residential development. (CD-CPC-2022-00040 & CD-CPC-2022-00041)
REFERRED TO NEIGHBORHOOD PLANNING AND DEVELOPMENT COMMITTEE	
220534	Authorizing the Director, Chief Engineering Officer, and Utility Asset Manager of the Water Services Department to act as the City's designated authorized representatives for participation by the City through its Water Services Department in the American Rescue Plan Act (ARPA) in accordance with federal requirements administered by the U.S. Department of the Treasury and state requirements administered by the Missouri Department of Natural Resources.
REFERRED TO TRANSPORTATION, INFRASTRUCTURE AND OPERATIONS COMM	
220538	Reducing appropriations in the General Fund Contingent Appropriation by \$300,000.00; estimating and transferring that amount to the Land Bank Fund; appropriating \$300,000.00 from the Unappropriated Fund Balance of the Land Bank Fund to allow for additional funding for mowing and abatement of Land Bank properties; and recognizing an accelerated effective date.
REFERRED TO TRANSPORTATION, INFRASTRUCTURE AND OPERATIONS COMM	

## MISCELLANEOUS BUSINESS

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### 1. Closed Session

- Pursuant to Section 610.021 subsection 1 of the Revised Statutes of Missouri to discuss legal matters, litigation, or privileged communications with attorneys; or
- Pursuant to Section 610.021 subsection 2 of the Revised Statutes of Missouri to discuss real estate; or
- Pursuant to Section 610.021 subsections 3 and 13 of the Revised Statutes of Missouri to discuss personnel matters; or
- Pursuant to Section 610.021 subsection 9 of the Revised Statutes of Missouri to discuss employee labor negotiations; or
- Pursuant to Section 610.021 subsection 11 of the Revised Statutes of Missouri to discuss specifications for competitive bidding; or
- Pursuant to Section 610.021 subsection 12 of the Revised Statutes of Missouri to discuss sealed bids or proposals; or
- Pursuant to Section 610.021 subsection 17 of the Revised Statutes of Missouri to discuss confidential or privileged communications with auditors; or
- Pursuant to Section 610.021 subsections 20 and 21 of the Revised Statutes of Missouri to discuss security systems for operation of a computer system or computer network.

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### 2. The public may attend meetings or, they can observe this meeting in the links provided below.

The city provides several ways for residents to watch City Council meetings:

- Livestream on the city's website at [www.kcmo.gov/clerk](http://www.kcmo.gov/clerk): Quick Links, Video on Demand, Click on "View" for desired meeting
- Livestream on the city's YouTube channel at <https://www.youtube.com/watch?v=3hOuBIg4fok>
- Watch Channel 2 on your cable system.

The channel is available through Time Warner Cable (channel 2 or 98.2), AT&T U-verse (channel 99 then select Kansas City) and Google Fiber on Channel 142.

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The City Clerk's Office now has equipment for the hearing impaired for use with every meeting. To check out the equipment please see the secretary for each committee. Be prepared to leave your Driver's License or State issued Identification Card with the secretary and she will give you the equipment. Upon returning the equipment your license will be returned.